

DEPOSED SHERIFF BRINGS CHARGES AGAINST CLANCY

Hubbell Wants Governor to
Remove District Attorney.

ALLEGES FAILURE TO ENFORCE
LAW AGAINST THE RED LIGHT

Would Have Official Lose Job for Al-
leged Compulsion of Sale of
Lutheran Church Property.

Former Sheriff Thomas S. Hubbell of Bernalillo county, removed by the governor as the result of charges brought by District Attorney F. W. Clancy, has retaliated by bringing charges against the latter official and asking for his removal. Mr. Hubbell not only wants Mr. Clancy fired, but he wants it done quickly. Governor Otero has acknowledged the receipt of the charges, has sent Mr. Clancy a copy and says he will investigate them without delay.

The ex-sheriff charges Mr. Clancy with failure to enforce the law in allowing houses of ill fame to be run in this city in violation of the law. He further charges the district attorney with conspiring to force the sale of the Lutheran church property on North Third street in the red light district to Joe Badaracco, L. Gradi and A. Viviani, on threat of prosecution. According to the allegation Mr. Clancy notified the men named, who own the Minnie Carroll resort, that they were violating the law by allowing a house of prostitution to be run within 700 feet of a house of worship. (The Lutheran church) and that unless they bought the property at the price named by the trustees they would be prosecuted. Affiant says that the sale was accordingly made and the men were not prosecuted.

Governor Otero acknowledged the receipt of the charges in a letter to Mr. Hubbell and said that they would be investigated.

Clancy Will Prepare Answer.
Mr. Clancy was seen by a Morning Journal reporter at his home last night, but said that he would rather not have anything to say about the charges until he had prepared his answer and submitted it to the governor. "I might say some very interesting and very unpleasant things about the charges and the motives which inspired them," said Mr. Clancy, "but think it would be more in accord with proprieties for me not to discuss the charges until my answer is within the governor's hands."

"For four or five years," said Mr. Clancy, "I have been aware of the fact that the Hubbells have been endeavoring to do up some alleged vice houses, which could be used as bases of charges against me, so that I was not surprised to receive from Santa Fe this morning a copy of the charges brought by the ex-sheriff. I have been expecting to have some charge or other trumped up against me. I will immediately prepare my answer and place it in the hands of Governor Otero."

Asks An Investigation.
Mr. Hubbell in sending the charges to Governor Otero accompanied them by the following letter:

Albuquerque, N. M., Nov. 26, 1905.
Hon. Miguel A. Otero, Governor of the Territory of New Mexico.
Sir: I enclose you herewith an affidavit charging the district attorney with failing to do his duty under chapter 113 of the Acts of the Legislative Assembly of 1903. I am ready at any time to furnish evidence in addition to the facts stated in the affidavit, to support those facts. Under said chapter 113, it is your duty, as I am advised, to summarily remove the district attorney for neglecting and failing to do his duty, even if he has not entered into a combination to compel the purchase of this property, by his failure to enforce the law.

I am advised that you have the express power and it is your duty, under the statute above quoted, to summarily remove a district attorney who fails to do his duty as prescribed by that act. I therefore request, if you deem a hearing necessary, that you order one promptly, and that you determine whether the further continuance of the said Clancy in the office of district attorney is consistent with the duty imposed upon you to see that the law is faithfully executed.

A prompt acknowledgment of the receipt of this letter and its enclosure will be appreciated. I enclose the affidavit in duplicate and also a duplicate copy of this letter.

Respectfully,
T. S. HUBBELL.

The Charges.

Territory of New Mexico, County of Bernalillo, ss.
Thomas S. Hubbell, being duly sworn, on oath, deposes and says that at the March, 1905, term of the district court of the county of Bernalillo, Second judicial district of the territory of New Mexico, he was sheriff of the said county of Bernalillo, that F. W. Clancy was then, and still is, the district attorney of the said Second judicial district.

That during the said term of court, affiant had several conversations with the said district attorney in regard to the occupation and use of certain property located in that quarter of the city of Albuquerque, known as "Hell's Half Acre," between the Masonic temple on Third street, and the Lutheran church on the same street. That the property along said street was then, and still is, pretty generally occupied and used for places of prostitution, some of these places being dives of the worst kind. That in that district, within 700 feet of the Masonic hall, and the said Lutheran church, are the principal and most notorious houses of prostitution in the city, such as the houses of Lizzie McGrath, Minnie Carroll and Nellie Driscoll; that the house occupied by Minnie Carroll is owned by A. Viviani, and is leased by him to one L. Gradi, and sub-leased by said Gradi to Minnie Carroll, who runs a house of prostitution therein.

That complaint had been made to the said district attorney by one Albert and other trustees of the said Lutheran church, located on said street, and within 700 feet of which nearly all of said houses of prostitution are located, especially the one so occupied by the said Minnie Carroll; that one Joe Badaracco also rents houses to women to be occupied for purposes of prostitution; that the said Albert and the trustees of said Lutheran church had demanded the

enforcement of chapter 84 of the Acts of the Legislative Assembly of 1901 and as amended by chapter 113 of the Acts of the Legislative Assembly of 1903, on account of the said church and the proximity of the said houses of prostitution to the same. That the said Clancy instructed affiant to inform the said Joe Badaracco, A. Viviani and L. Gradi, that unless they purchased the said church at a price which was placed upon it by the trustees of the said church, which affiant then understood was \$3,000, that he would proceed to prosecute the said Badaracco, Viviani and Gradi before the grand jury, which was then in session, and that the purchase of said church had to be completed at once, as he would not permit the said grand jury to adjourn without submitting the matter to them unless said purchase was made. Affiant further states that he did so inform said Italians of the demands of the said district attorney.

Affiant further states that he had several other conversations with the said district attorney on said subject the exact dates and days when he had the same he does not now remember, but it was during the said term of court and while the said grand jury was in session.

Affiant further states that he is informed and believes that the said church was purchased from the trustees thereof, by money raised and contributed or secured by the said three persons above mentioned.

Affiant is informed and believes since the said purchase was made, it would be more in accord with proprieties for me not to discuss the charges until my answer is within the governor's hands."

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OTT ROBBED FRIEND OF HIS SAVINGS OF YEARS

A police officer from San Francisco is expected in Albuquerque today to take John H. Ott, arrested for grand larceny, back to the coast city.

If the charge against Ott is true, he has not only been guilty of grand larceny but has been guilty of treachery to a friend.

Ott's roommate, Frank Johnson, accuses him of taking \$1,100 from Johnson's trunk and leaving hurriedly for the east.

"I feel the betrayal of my trust more than I do the loss of the money," said Johnson to the police, "but I don't see how I could do it. I won't prosecute him to the limit."

Ott and Frank Johnson went to San Francisco from Chicago about two weeks ago. They were friends of long standing, having worked together for years, as bricklayers, Johnson stating that he had taught Ott the trade of a bricklayer.

Johnson said that he had left the trunk last Tuesday and was, as he said, occupied the same bedroom at 1353 Howard street.

Johnson had \$1,100 in currency in his trunk. He happened to look into the trunk last Tuesday and was, as he said, surprised to find it empty.

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Aged Lady Dies of Heart Failure.
Mrs. E. Stanton, a lady about 65 years of age, who was going from Los Angeles to her home in Superior, Wis., died on No. 2 yesterday shortly after leaving Gallup. She became ill soon after taking the train and told one of the passengers that she was subject to heart failure and had been in poor health for some time. The body was removed from the train in this city and was taken to the morgue, where it was prepared for burial. The remains will be shipped to the deceased's home for burial.

Thanksgiving Donations.
In accordance with their annual custom the ladies of the Non-Sectarian Benevolent association this year again ask the school children for their Thanksgiving donations. Prof. Clark has arranged to receive these donations on Wednesday morning, so that the ladies may distribute them on Wednesday afternoon. The association has for several years depended upon these donations to provide the poor of the city a Thanksgiving dinner, and this year have an unusual number of demands upon their charity. While enjoying a feast of good things it is well to remember those less fortunate. Any cases referred to Mrs. H. B. Ray will receive attention.

Good tea, good coffee, best baking-powder, best flavoring extracts, best spices, pure soda, at fair prices and moneyback.

Schilling's Best, at your grocer's.

Announcement.
This is to announce that we, Karl E. Moon and Thomas F. Keleher, Jr., of the firm of Moon & Keleher, have this day mutually agreed to dissolve partnership. The interest of Thomas F. Keleher, Jr., having been purchased by Karl E. Moon, the latter collecting all outstanding bills and settling all indebtedness incurred under the firm name of Moon & Keleher.

Conductors "Head In"
To the Mitchell and Lithgow bookbindery and get a full leather cover for your train book.

If you need a carpenter telephone
ANYONE BY BUYING MEAT WITH US AND GETTING OUR CASH DISCOUNT CAN SAVE ENOUGH BETWEEN NOW AND CHRISTMAS TO BUY THE FINEST GETTING IT FREE. UNION MARKET, WEST GOLD AVE.

Lesson for Bad Boys.
Four boys who have been in the habit of riding Santa Fe trains in the vicinity of the brewery in the northern end of the city were arrested yesterday and taken before Judge Crawford, where three of them were sentenced to a fine of \$5 or do a term of five days on the chain gang. One of them was released on account of his age.

Numerous bad boys of the city have been in the habit of frequenting the Santa Fe yards and riding cars which are being switched, and jumping on through trains. This must stop, as the local officials say that it is but a matter of time until someone will be killed.

Chicago Board of Trade.
Chicago, Nov. 25.—Increased wheat receipts in the northwest caused an easier undertone today in the market here. The market opened at a slight decline, May option being off at 88 3/4 to 86 1/2 @ 87 1/2. During a rally the price rose to 87 1/2. The close was easier, 3/4 lower, May being at 86 1/2 @ 87 1/2.

May corn opened at 45 1/2 @ 45 1/4 to 43 3/4, sold off to 42 1/2, and closed at 42 1/2 @ 43 1/4, a loss of 1/2 @ 3/4 c.

May oats closed at 31 1/2 @ 31 1/4 c.

GROCERIES! GROCERIES! GROCERIES. THE FINEST LINE OF GROCERIES IN THE CITY. AT F. G. PRATT & CO.'S, 214 S. SECOND ST.

FREE IS AGENT FOR RUBEL AND ALLEGRETT'S CHOCOLATES AND BON BONS, 65c. PER POUND. WALTON'S DRUG STORE.

FREE! FREE! FREE!!
With every pound purchase of tea we will give a piece of imported China ware. Duke City Tea and Coffee Co., 118 West Gold ave.

The very best of Kansas City beef and mutton at Emil Kleinwort's, 112 North Third street.

Lowrey's & Whitman's Candies, at O'Reilly's Drug Store, n30

The ladies of the Baptist church will sell home-made bread, rolls, pies, meat chicken, cranberry sauce, jellies, cake, etc., at the Leonard & Lindemann's old stand, 206 South 2nd street, Wednesday, November 29.

Preserve Your Lawn.
Kill the worms with Hahn's Eureka lime.

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THE FUEHR Undertaking Company, 307 West Railroad Avenue. Both Phones. Day or Night

Where's That Magazine?
Do you ever mislay your back numbers and when needed for reference cannot be found? When bound they are handy and convenient. Ask Mitchell and Lithgow, bookbinders, for styles and prices, at the Journal office.

Cheapest Disinfectant
a Hahn's Eureka lime. Effective and safe.

Names Stamped in Gold
On prayer books, bibles, pocketbooks, music rolls or other leather or cloth goods, adds to the value of the gift. Ask your dealer or see Mitchell and Lithgow, bookbinders, at the Journal office.

Opinion of an Expert.
"No accounting department, and no system can be made perfect and complete without employing loose leaf methods." Do you use a loose leaf system of bookkeeping? If not you are losing time and money. Think it over and save both. Mitchell and Lithgow, manufacturers of time-saving systems, at the Journal office.

SOME BARGAINS MAY BE FOUND IN SECOND HAND CARPETS AND STOVES AT 510 NORTH THIRD STREET, THE OLD TURNER HALL.

FINANCE AND COMMERCE

Wall Street.
New York, Nov. 25.—Trading was comparatively quiet and the movement of prices sluggish previous to the publication of the bank statement today. Closing:

Amalgamated Copper 87 1/2
Sugar 142
Anaconda 148 1/2
Atchafalaya 153 1/2
do preferred 163
New Jersey Central 224
St. Paul, preferred 177 1/2
Big Four 94
Colorado & Southern 26 1/2
do first preferred 63
do second preferred 43
Erie 48 1/2
Manhattan 163
Metropolitan 119 1/2
Missouri Pacific 100 1/2
New York Central 159
Pennsylvania 140 1/2
St. Louis & San Francisco, second preferred 58 1/2
Southern Pacific 69
Union Pacific 97 1/2
United States Steel 37 1/2
do preferred 104 1/2
Western Union 92 1/2
United States Bonds—
Refunding 2's, registered 103 1/2
do coupon 103 1/2
Refunding 2's, registered 104
do coupon 104
Old 4's, registered 105 1/2
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The Metals.
New York, Nov. 25.—While business was quiet, as usual, on a Saturday, all metal markets were firmly held.

Tin is quoted at \$23.55 @ 23.75.
Lake and electrolytic copper, at \$17.12 1/2 @ 17.62 1/2, and casting at \$16.70 @ 17.25.

Lead is firm, with quotations ranging from \$5.25 to \$5.75, and spelter at \$6.10 @ 6.20.

Silver, 65 1/4 c.
Mexican dollars, 50c.

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OSTERMOOR MATTRESS

BUILT NOT STUFFED

\$15 FULL SIZE

GUARANTEED NOT TO MAT OR PACK

O. W. STRONG'S SONS

Furniture, Rugs, Crochery, Etc.

Exclusive Agents Corner of Copper and Second



COMFORT

For man and beast our lap robes and blankets give greater warmth, give better wear, look neater and give more genuine satisfaction to the user than any yet put on the market. You cannot do better than to make a selection from our elegant stock.

Lap Robes at \$2.00 and up.
Blankets at \$1.50 and up.

Albuquerque Carriage Co.



STEIN-BOLOCH SMART CLOTHES

The Ready-to-Wear Clothes

GUARANTEED TO RETAIN THEIR SHAPE—MADE FROM THE BEST MATERIALS TO BE FOUND—BY TAILORS WHO KNOW HOW TO MAKE FIRST CLASS GARMENTS. ARE SOLD BY US AT PRICES AS LOW, OR LOWER, THAN THE ORDINARY KINDS:

SUITS.....\$12, \$13.50, \$15, \$18, \$20, \$22.50, \$25
OVERCOATS.....\$12.50, \$15, \$18, \$20, \$22.50, up to \$30

NEW LINE OF FANCY VESTS, IN SINGLE AND DOUBLE-BREADED—SILK AND MERCERIZED WOOL—VERY SWELL, AT\$3.50 to \$6.00

E. L. WASHBURN COMPANY

110 WEST GOLD AVENUE 122 SOUTH SECOND STREET